IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

WRIT PETITION NO.463 OF 2005

E. C. Alvares. ...Petitioner.

Vs.

Chief General Manager, BSNL & Anr. ...Respondents.

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Mr. S. V. Marne for the Petitioner.
Mrs. N. V. Masurkar for Respondent No.1 and 2.

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CORAM : A.P. SHAH AND
DR.D.Y.CHANDRACHUD, JJ.

June 9, 2005.

P.C.:

It appears that when the Petitioner's case was considered by the D. P. C. the Petitioner was facing disciplinary proceedings and his case was kept in a sealed cover. In the disciplinary proceedings, the Petitioner was found guilty and he was awarded punishment of reduction of one increment for two years without cumulative effect. The period of punishment was over on 14th June 1996. Thereafter, the case of the Petitioner was considered in the next vacancy which arose in 1996-97 for which DPC was held in 1998 and the Petitioner was granted notional

promotion with effect from 21st October 1998. In the circumstances, no interference is called for under Article 226 of the Constitution. The Petition is dismissed.

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